			UNITED STATES DEPAR United States Patent and Adtress: COMMISSIONER F P.O. Box 1450 Alexandria, Virginia 223 www.uspto.gov	Trademark Office OR PATENTS
APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/912,730	07/24/2001	J. Phillip Horne	5441-001	5514
25184 7590 01/03/2006			EXAMINER	
WILLIAM J.	MASON	WEISBERGER, RICHARD C		
MACCORD M				
POST OFFICE BOX 1489			ART UNIT	PAPER NUMBER
WRIGHTSVILLE BEACH, NC 28480			3624	
			DATE MAILED: 01/03/2000	<i>c</i>

Please find below and/or attached an Office communication concerning this application or proceeding.

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	/	Application No.	Applicant(s)			
		09/912,730	HORNE ET AL.			
Office Action Summ	ary E	xaminer	Art Unit			
	F	Richard C Weisberger	3624			
The MAILING DATE of this c Period for Reply	ommunication appea	rs on the cover sheet wi	th the correspondence address			
 WHICHEVER IS LONGER, FROM Extensions of time may be available under the after SIX (6) MONTHS from the mailing date of 	THE MAILING DAT provisions of 37 CFR 1.136(a this communication. aximum statutory period will a d for reply will, by statute, ca e months after the mailing da	E OF THIS COMMUNI(a). In no event, however, may a r apply and will expire SIX (6) MON use the application to become AB	eply be timely filed THS from the mailing date of this communication. ANDONED (35 U.S.C. § 133).			
Status						
1) Responsive to communicatio	n(s) filed on 18 Octo	ober 2005.				
2a) This action is FINAL .		ction is non-final.				
3) Since this application is in co	Since this application is in condition for allowance except for formal matters, prosecution as to the merits is					
closed in accordance with the						
Disposition of Claims						
 4) Claim(s) <u>1-20</u> is/are pending 4a) Of the above claim(s) 5) Claim(s) is/are allowe 6) Claim(s) is/are rejected 7) Claim(s) is/are objected 8) Claim(s) <u>1-20</u> are subject to a 	is/are withdrawn d. d. ed to.					
Application Papers						
 9) The specification is objected a 10) The drawing(s) filed on Applicant may not request that a Replacement drawing sheet(s) i 11) The oath or declaration is obj 	is/are: a) accep any objection to the dra ncluding the correction	awing(s) be held in abeyar i is required if the drawing	nce. See 37 CFR 1.85(a). (s) is objected to. See 37 CFR 1.121(d).			
Priority under 35 U.S.C. § 119						
12) Acknowledgment is made of a a) All b) Some * c) No 1. Certified copies of the 2. Certified copies of the	ne of: priority documents h priority documents h copies of the priority ternational Bureau (have been received. have been received in A v documents have been PCT Rule 17.2(a)).	pplication No received in this National Stage			
Attachment(s) 1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing I 3) Information Disclosure Statement(s) (PTC Paper No(s)/Mail Date S. Patent and Trademark Office		Paper No(5)	Summary (PTO-413) s)/Mail Date nformal Patent Application (PTO-152) Part of Paper No./Mail Date 12252005			

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DETAILED ACTION

Election/Restrictions

1. Restriction to one of the following inventions is required under 35 U.S.C. 121:

- Claims 1-13, drawn to a method for transferring an asset by an asset holder, classified in class 705, subclass 40.
- II. Claims 14-20, drawn to a method of a charitable organization receiving an asset, classified in class 705, subclass 40.

2. Inventions I and II are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention I has separate utility such as transferring an asset by an foreign entity to an foreign charitable organization. See MPEP § 806.05(d).

3. Because these inventions are distinct for the reasons given above and the search required for Group I is not required for Group II, restriction for examination purposes as indicated is proper.

4. This application contains claims directed to the following patentably distinct species of the claimed invention: a bank asset holder, a securities broker asset holder. Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, claim 1 is generic.

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Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

5. This application contains claims directed to the following patentably distinct species of the claimed invention: an ATM electronic means, an Internet website electronic means.

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, claim 1 is generic.

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Upon further review of the claims and supporting specification as well as the applicant's remarks, the rejections under 102 and 103 of record have been withdrawn.

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Respectfully,

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